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EXECUTIVE SECRETARY

September 21, 2001

#### VIA HAND DELIVERY

Mr. K. David Waddell Executive Secretary Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, Tennessee 37243

Re:

Joint Petition of Crockett Telephone Company, Inc., Peoples' Telephone Company, West Tennessee Telephone Company, Inc., and the Consumer Advocate Division of the Office of the Attorney General for the Approval and Implementation of Earnings Review Settlement.

Docket No. 99-00995

Dear Mr. Waddell:

Enclosed please find the original and thirteen (13) copies of the Comments of Crockett Telephone Company, Inc., Peoples' Telephone Company, and West Tennessee Telephone Company, Inc. on Whether a Live Hearing is Needed for filing in the above-referenced docket. I have also enclosed an additional copy of the Comments, which I would appreciate your stamping "filed," and returning to me by way of our courier.

Should you have any questions with respect to this matter, please do not hesitate to contact me.

Best regards.

Very truly yours,

P. Muunes

R. Dale Grimes

RDG/gci Enclosures

cc: Jack W. Robinson, Jr., Esq. (w/ enclosure)

Timothy C. Phillips, Esq. (w/ enclosure)

J. Richard Collier, Esq. (w/ enclosure)

T.G. Pappas, Esq. (w/ enclosure)

Mr. Gregory Eubanks (w/ enclosure)

Mr. Thomas W. Ott (w/ enclosure)

## BEFORE THE TENNESSEE REGULATORY AUTHORITY NASHVILLE, TENNESSEE

IN RE:	)
	)
JOINT PETITION OF CROCKETT	)
TELEPHONE COMPANY, INC., PEOPLES'	)
TELEPHONE COMPANY, WEST	)
TENNESSEE TELEPHONE COMPANY, INC.,	) Docket No. 99-00995
AND THE CONSUMER ADVOCATE	)
DIVISION OF THE OFFICE OF THE	)
ATTORNEY GENERAL FOR THE	)
APPROVAL AND IMPLEMENTATION OF	)
EARNINGS REVIEW SETTLEMENT	)

# COMMENTS OF CROCKETT TELEPHONE COMPANY, INC., PEOPLES' TELEPHONE COMPANY, AND WEST TENNESSEE TELEPHONE COMPANY, INC. ON WHETHER A LIVE HEARING IS NEEDED

Petitioners Crockett Telephone Company, Inc., Peoples' Telephone Company, and West Tennessee Telephone Company, Inc. (the "TEC Companies") respectfully file these comments on whether a live hearing is needed, as directed by the Order of the Pre-Hearing Officer dated August 24, 2001.

The TEC Companies respectfully submit that a live hearing in this docket is not needed.

The Pre-Hearing Officer, in his Order of August 24, 2001, stated as follows:

This matter shall proceed to resolve the following two issues in succession:

- (a) Whether the amount of overearnings identified in the Settlement Agreement for the TEC Companies for the years 1999 2001 is correct; and
- (b) How and to what extent the rate design described in the Settlement Agreement should be amended to adjust for the overearnings identified therein.

All testimony with respect to these two issues has been filed by the Joint Petitioners, the TEC Companies and the Consumer Advocate and Protection Division, and by the Intervenor, AT&T. All parties have had the opportunity to file rebuttal testimony after reviewing each party's direct testimony.

Under these circumstances, the TEC Companies respectfully submit that there is nothing more to be said nor will anything be added by conducting a live hearing in this matter. The TEC Companies suggest that this matter proceed to a ruling on the paper record.

Respectfully submitted,

R. Dale Grimes (#6223)

T. G. Pappas (#2703)

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Attorneys for Crockett Telephone Company, Inc., Peoples' Telephone Company, and West Tennessee Telephone Company, Inc.

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Comments of Crockett Telephone Company, Inc., Peoples' Telephone Company, and West Tennessee Telephone Company, Inc. on Whether a Live Hearing is Needed has been served upon the following, via the method(s) indicated, this the **21** day of September, 2001:

[ Hand [ ] Mail [ ] Federal Express	Jack W. Robinson, Jr., Esq. Gullett, Sanford, Robinson & Martin, PLLC 230 Fourth Avenue, North Third Floor P. O. Box 198888 Nashville, TN 37219-8888
[ ] Hand [ ] Mail [ ] Federal Express	J. Richard Collier, Esq. General Counsel Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, TN 37243-0505
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